

**COUNCIL CHAMBERS CITY COUNCIL**  
**CITY HALL - CITY OF LODI**  
 WEDNESDAY, DECEMBER 4, 1946

This regular meeting of the City Council of the City of Lodi was called to order at 8:00 P.M. of Wednesday, December 4, 1946, Councilmen Haskell, Lytle, Riggs, Tolliver and Rinn (Mayor) present, none absent.

Also attending City Attorney West, City Engineer Henning, Chief of Police Jackson, Fire Chief Polenske and Superintendent of Utilities Killelea.

Public Hearings-

VARIENCE OF  
OSBERG  
GRANTED

This being the place and hour set for hearing on the application of Ruth and Joice Osberg for a variance from the strict application of the provisions of Ordinance No. 238 relating to required side yard space at 1320 S. Pleasant Avenue, proof of due publication of notice was had and on a call for objections, none were offered and it was then ordered that this application be granted; motion Councilman Riggs, Haskell second.

OPENING OF  
BIDS ON  
PUMPING  
UNITS  
READVETISE-  
MENT ORDERED.

This also being the place, day and hour set by Resolution No. 1286 adopted November 6, 1946 for the reception of sealed bids for furnishing one or more 100 H.P. Deepwell Pumping Units, proof of publication of notice was made by affidavit, the Clerk reported that no proposals had been received by him in response to notice. It was then ordered, on motion of Councilman Haskell, Lytle second, that readvertisement under the same specifications and similar notice be had, bids to be returnable by 5:00 P.M. of January 15, 1947.

Communications, Notices & Reports-

AVIATION  
PLANNING  
COMMISSION

State Board of Equalization notice of the intended transfer of the liquor license at 122 N. Sacramento St. received and read.

Lodi Unit, Aircraft Owners and Pilots submitted the following list of representatives to serve with appointees of the City Council on an Aviation Planning Commission to be established: F.S. Van Arsdale, Clifford Gatzert, Harold F. Roush, Don B. Wood and R. D. McClure. This recommendation was approved but further action deferred until definite information as to the powers, duties and functions of such a Commission could be ascertained.

VARIENCE OF  
HILDENBRAND

On report from the City Planning Commission, the application of William Hildenbrand, 341 Palm Avenue, for permission to encroach on the rear yard space at that address with an accessory attached garage was set for hearing at 8:00 P.M. of January 2, 1947.

REPORTS

Monthly reports were received and read from the Chief of Police, the City Poundmaster and the City Clerk. City Engineer Henning reported on the work of his office during the month of November.

ENGINEER'S  
REPORT ON  
BATHS BLDG.

The City Engineer's report on the condition of the building housing the City swimming pool in Hale Park was read. Discussion of future use on the site as now located instead of attempting to move the building lead to the direction that this matter be considered at the next meeting at which the Director of Recreation would be requested to be present for presentation of his views.

OPTION FOR  
PURCHASE OF  
DUMP GROUND

The City Clerk presented a signed option agreement with Columbus Vaccarezza and wife for the purchase of forty-five acres north of the Mokelumne River and easterly from the Central California Traction Company right of way as prepared by the City Attorney. The City Clerk was directed to write the Board of Supervisors in regard to the obtaining of rights of way and the improvement of a public road leading from Dougherty Road to the proposed site.

RES. 1291  
STATE REQUEST-  
ED TO FINANCE  
WATER FLOW.

Request was made to the State of California that it finance investigations of river flow in the Mokelumne Basin, heretofore paid for by the City and the United States Geological Survey under cooperative agreement, by the adoption of Resolution No. 1291, introduced by Councilman Riggs, Haskell second and carried by the following vote:

AYES: Councilmen, Riggs, Haskell, Lytle, Tolliver and Rinn  
 NOES: Councilmen, None. ABSENT: None.

ORDINANCE 342  
INCREASING  
DOG & CAT  
LICENSES  
INTRODUCED.

ORDINANCE NO. 342, entitled, AN ORDINANCE AMENDING SECTION 4 OF ORDINANCE NO. 297 ENTITLED " AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LODI RELATING TO THE PUBLIC POUND " was introduced on motion of Councilman Lytle, Riggs second, read at length by the Clerk and by the same motion, ordered laid over for the statutory period of not less than five days. Motion carried by unanimous vote favorably thereto.

Proposed Ordinance No. 331 was again brought up for introduction. The omission of provisions for the appointment of a Board of Examiners was again debated, Mr Conrad Dietz citing the fact that the City of Stockton had recently, in fact within this week, passed a plumbing ordinance delegating examination of plumbers for

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certificates of competency to a board of examiners consisting of two Master Plumbers, two Journeymen Plumbers and the City Plumbing Inspector.

ORDINANCE 331  
PLUMBING CODE  
INTRODUCED

Mayor Rinn and City Attorney West explained the effect of two recent California Appellate Court decisions and the provisions of Section 800 et seq of the Health and Safety Code that made it necessary that the local Board of Health be the examining body. On a call for a vote on the ordinance as proposed without provisions for a Board of Examiners, thus leaving examinations to San Joaquin Local Health District, the Local Board of Health, ORDINANCE NO. 331 entitled "AN ORDINANCE PROVIDING RULES AND REGULATIONS FOR PLUMBING AND DRAINAGE WORK IN THE CITY OF LODI; PROVIDING FOR LICENSES AND PERMITS FOR ALL PERSONS DOING PLUMBING; CREATING THE OFFICE OF PLUMBING INSPECTOR AND ASSISTANT PLUMBING INSPECTOR, DEFINING THEIR POWERS AND DUTIES; PROVIDING PENALTIES FOR THE VIOLATION OF THIS ORDINANCE AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HERewith IN SO FAR AS SUCH CONFLICT MAY EXIST" was introduced on motion of Councilman Haskell, Riggs second and ordered laid over for not less than five days by the following record vote:

AYES: Councilman Haskell, Riggs and Rinn

NOES: Councilmen Lytle and Tolliver.

RAT CONTROL  
CITY DUMPS.

The proposal of Wright Pest Control Service for rat control at the City Dumps submitted May 28th, initial cleanup \$60.00, monthly charge \$10.00 thereafter was accepted providing that San Joaquin County pay one-half of these amounts, that is, the City would be responsible for \$30.00 of the first clean-up and \$5.00 monthly thereafter.

COUNTRY CLUB  
SPRAYING SER.  
PROPOSAL  
ACCEPTED

The October 30, 1946 proposal and estimate of Country Club Spraying Service for dormant spray applied to sycamore trees along streets and in city parks and grounds at 5¢ per gallon for an estimated 42 000 gallons of spray applied was accepted subject to the making of an agreement protecting the City from any damages resulting from the operations of the contractor.

RESOLUTION 1290  
ADOPTED.  
RELATING TO  
PARKING OF  
MOTOR VEHIC.

Effective at the time Ordinance No. 339; passed November 20th, 1946 becomes effective and on compliance with provisions of the California Vehicle Code relating to signing, RESOLUTION NO. 1290 entitled: "RESOLUTION DETERMINING UPON WHAT STREETS OR PORTIONS OF STREETS PARKING OF MOTOR VEHICLES OTHER THAN PARALLEL TO CURBS SHALL BE PERMITTED AND ALSO DESIGNATING THOSE STREETS OR PORTIONS OF STREETS ON WHICH MOTOR VEHICLES MAY BE PARKED OR LEFT STANDING FOR LIMITED PERIODS OF TIME AND FIXING THE TIME FOR WHICH MOTOR VEHICLES MAY BE SO PARKED" was introduced on motion of Councilman Tolliver, Lytle second and finally passed and adopted by the following vote:

AYES: Councilmen, Tolliver, Lytle, Haskell, Riggs and Rinn.

NOES: Councilmen, None. ABSENT: None.

VICTOR ROAD  
BY-PASS  
FINE ST  
SIGNALS

A letter from the Directors of Lodi District Chamber of Commerce reviving the opening of a "by-pass" route between State Highway 24 and East Pine Street so as to insure sufficient east and west traffic at the intersection of Pine Street and State Highway 4, (Cherokee Lane) was given consideration but no action taken at this time so that further consultation might be had with the District Highway Engineer's staff.

PARKISON &  
SUESS.  
CONFIRMED

Probationary performance reports on the services of Police Patrolmen Karl S. Parkison and Theodore J. Suess were received from the Chief of Police and on his recommendation, both men were allowed \$10.00 increases in salary effective from January 1, 1947. Motion Councilman Lytle, Riggs second, these men from this date to be confirmed as permanent employees.

PROPOSAL OF  
SPIEKERMAN &  
MUMBERT FOR  
30" SEWER  
PIPE ACCEPTED.

An informal proposal of Ed Spiekerman Concrete Pipe Company and J.W. Mumbert Concrete Pipe Company now manufacturing 33" sewer pipe for the Main Line Sewer Outfall Line, to make and deliver to City trucks 30" concrete sewer pipe for this same job at \$2.85 per lineal foot was accepted as a continuation of their present contract so that continuation of this outfall line would not be delayed between the Western Pacific Railroad and the lane of the Theo. Beckman ranch near the present waste disposal site.

HOMER WRIGHT  
PROPOSAL  
ACCEPTED

In order to expedite the construction of the Sacramento Street Industrial Waste Drain and the Main Line Sewer Outfall, a proposal of Homer Wright, owner of a Parsons No. 21 Trenching Machine to do machine trenching on either or both projects at a rental of \$12.00 per hour was accepted by the adoption of Resolution 1292

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RES. 1292 introduced by Councilman Haskell, Riggs second and carried by  
ADOPTED. unanimous vote after recommendation by the City Engineer that  
employment of this machine would expedite the work under way  
and contemplated when bids were ordered for the Sacramento Street  
line with no bids forthcoming.

RES 1293 J.F. Watson, a state licensed contractor, submitted a proposal  
ADOPTED for the laying of the pipe for the Sacramento Street Industrial  
WASTE DRAIN, a job on which the City had been unable to obtain  
SAC ST IND bids by legal advertisement, and it was ordered that this proposal  
PIPE LAYING be accepted by the adoption of Resolution No. 1293 introduced by  
Councilman Riggs, Haskell second and carried by unanimous consent.  
The same J. F. Watson also submitted his proposal to lay the pipe  
for the portion of Unit 1 of Pipe Line 1 of the Main Line Sewer  
Outfall, a part of the work on which bid received had been rejected  
by Resolution No 1288, adopted November 20, 1946 and also not  
covered by the agreement with J. L. Webster. This proposal being  
the only way to continue with this urgent project, it was accepted  
by the adoption of Resolution No. 1294, introduced by Councilman  
Tolliver, Lytle second and carried without dissenting vote.

RES. 1294  
ADOPTED  
FOR UNIT 1 OF  
PIPE LINE 1  
PIPE LAYING

LODI Lodi Garden Club submitted a plan for a flower bed in front  
GARDEN CLUB of the City Hall and permission to put in the same was granted.

BUSINESS Business License Applications of November 20th having been  
LICENSES approved by the Chief of Police were ordered granted, applications  
filed since that date were read and ordered referred to the Chief  
of Police in accordance with ordinance.

CLAIMS - Claims in the amount of \$39 050.69 as approved by the Finance  
Committee were approved and ordered paid and additional sums in the  
aggregate \$6 453.26 ordered paid on the City Engineer's certificate  
by the following three resolutions adopted without dissenting vote:

RESOLUTION 1295 Resolution No. 1295 ordering payment on certification of  
(W. WEBSTER) completion of the City Engineer for gutter work in an alley  
in Block 18, Mokelumne to Warren Webster of \$474.60 introduced  
by Councilman Riggs, Tolliver second.

RESOLUTION 1296 Resolution No. 1296 ordering payment of \$4 472.26 to Claude  
C. Wood for balance due on alley and street work contract  
awarded in August, less \$625.00 withheld disputed items.


RESOLUTION 1297 Resolution No. 1297 transferring the sum of \$1 506.40 from  
TRANSFERRING General Fund to City Clerk's Revolving Fund for disbursement to  
\$1 506.40 Contractor J. L. Webster in amounts certified as due by the  
City Engineer on account of pipe laying on outfall sewer.

WHITE Chief of Police Jackson addressed the City Council in favor  
LEAVE of the application of Patrolman Avery E. White for leave of absence  
for twenty days without pay, stating that White had twelve days  
vacation time, twelve days overtime and nine holidays due him with  
pay. Application ordered granted.

ADJOURNMENT At 12:30 A.M. of December 5, 1946, this meeting adjourned on  
motion of Councilman Riggs to meet at 12:00 Noon of Saturday,  
December 7, 1946

Attest.   
City Clerk

The foregoing minutes of a regular meeting  
of the City Council of the City of Lodi  
were read at a subsequent regular meeting  
of said City Council held December 18, 1946  
and approved without correction

  
MAYOR  
December 18, 1946

12:00 Noon, Saturday, December 7, 1946. No quorum, no meeting.  
Adjourned to 5:00 P.M. of Monday, December 9th and Councilmen  
so notified.

5:00 P.M., Monday, December 9, 1946. All Councilmen present.  
Motion Haskell, Riggs second City Attorney proceed with actions  
to condemn sewer line rights of way after making offer of \$800  
per acre for land taken plus any damage to special crops, such  
offer to obtain until noon of December 13, 1946. Motion carried  
without dissenting vote.